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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Dennis W. Metzger and Renee M. Buchanan  
 Application No.: 09 924,896 Group: 1632  
 Filed: August 8, 2001 Examiner: S.L. Chen  
 Confirmation No.: 3394  
 For: H-12 Enhancement of Immune Responses to T-Independent Antigens

10-2-03  
 10-2-03

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 I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or is being facsimile transmitted to the United States Patent and Trademark Office on  
 4-29-03 Date *Denise Caredeo* Signature  
 Denise Caredeo  
 Typed or printed name of person signing certificate

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PETITION FOR EXTENSION OF TIME

Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

Applicant hereby petitions the Commissioner for Patents to extend the time for filing a Reply to the Office Action dated March 28, 2003 for three months from June 28, 2003 to September 28, 2003.

	<u>Small Entity</u>	<u>Other than Small Entity</u>
1 month -	\$ 55	\$ 110
2 months -	\$ 205	\$ 410
3 months -	\$ 465	\$ 930
4 months -	\$ 725	\$1,450
5 months -	\$ 985	\$1,970

☒ A check is enclosed in the amount of the extension fee indicated above, or the extension fee has been included in the check with the accompanying Reply.

☐ Please charge Deposit Account No. 08-0380 in the amount of \$[ ] to cover the cost of the extension fee

Any deficiency or overpayment should be charged or credited to Deposit Account No. 08-0380. A copy of this letter is enclosed for accounting purposes.

Respectfully submitted,

HAMILTON BROOK SMITH & REYNOLDS P.C.

Adjustment date: 01/15/2004 EEKUBAYI  
 10/17/2003 KTURNER 00000005-080380 09924896  
 01 FC:1253 930.00 CR

10/17/2003-KTURNER-00000005-080380-09924896  
 Registration No. 40,764  
 Telephone (978) 617-1253  
 Facsimile (978) 617-1253

**HAMILTON  
BROOK  
SMITH &  
REYNOLDS, P.C.**

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ADMINISTRATIVE DIRECTOR

BARBARA J. FORQUE  
ADMINISTRATOR OF  
PATENT AND  
TRADEMARK PRACTICE

PATENT MAINTENANCE  
DATE

2004 JAN -8 AM 9:27

US PATENT & TRADEMARK  
OFFICE

January 5, 2004

Mail Stop 16  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Re: Deposit Account 08-0380

Dear Sir:

The statement for Attorney's Deposit Account 08-0380, dated October 31, 2003, indicates that on October 17, 2003, the Patent Office charged \$930.00 for the fee for a three-month extension of time for submitting a Reply to an Office Action in U.S. Patent Application No. 09/924,896, which corresponds to Attorney's Docket No. 1954.1002-009. Applicants' Attorney believes that this charge was made in error.

Enclosed are copies of the following documents that were mailed to the U.S. Patent Office, under Certificate of Mailing, on September 29, 2003:

- Petition for Extension of Time indicating the extension fee of \$930.00;
- Fee Transmittal indicating that the fee for the 3-month extension of time was incorporated into the fee submitted with the Amendment (totaling \$1,554.00); and
- Postcard receipt indicating that a check in the amount of \$1,554.00 was submitted and that it was received in the mail room of the USPTO on October 2, 2003.

Applicant's Attorney respectfully requests that the Patent Office credit Attorney's Deposit Account 08-0380 in the amount of \$930.00 to correct this error.

Respectfully submitted,

*David E. Brook*

David E. Brook  
Registration No. 22,592

cc: Sarah K. Rains  
Anne J. Collins, Esq.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE PATENT MAINTENANCE  
DIVISION

Applicant: Dennis W. Metzger and Renee M. Buchanan

Application No.: 09/924,896

Group: 163204 JAN -8 AM 9:27

Filed: August 8, 2001

Examiner: S.L. Chen  
US PATENT & TRADEMARK  
OFFICE

Confirmation No.: 3394

For: IL-12 Enhancement of Immune Responses to T-Independent Antigens

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9-29-03

Date

Denise Caredeo

Signature

Denise Caredeo

Typed or printed name of person signing certificate

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PETITION FOR EXTENSION OF TIME

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant hereby petitions the Commissioner for Patents to extend the time for filing a Reply to the Office Action dated March 28, 2003 for three months from June 28, 2003 to September 28, 2003.

	<u>Small Entity</u>	<u>Other than Small Entity</u>
1 month -	\$ 55	\$ 110
2 months -	\$ 205	\$ 410
3 months -	\$ 465	X \$ 930
4 months -	\$ 725	\$1,450
5 months -	\$ 985	\$1,970

- [X] A check is enclosed in the amount of the extension fee indicated above, or the extension fee has been included in the check with the accompanying Reply.
- [ ] Please charge Deposit Account No. 08-0380 in the amount of \$[ ] to cover the cost of the extension fee.

Any deficiency or overpayment should be charged or credited to Deposit Account No. 08-0380. A copy of this letter is enclosed for accounting purposes.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By

Anne J. Collins

Anne J. Collins

Registration No. 40,564

Telephone (978) 341-0036

Facsimile (978) 341-0136

Concord, Massachusetts 01742-9133

Dated:

September 29, 2003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE 2004 JAN -8 AM 9:27

Applicant: Dennis W. Metzger and Renee M. Buchanan

Application No.: 09/924,896

Group: 1632

Filed: August 8, 2001

Examiner: S.L. Chen

Confirmation No.: 3394

For: IL-12 Enhancement of Immune Responses to T-Independent Antigens

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9-29-03	Denise Caredo
Date	Signature
Denise Caredo	
Typed or printed name of person signing certificate	

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an Amendment for filing in the above-identified application.

[ ] Small entity status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a Small Entity Statement previously submitted.

[ ] A Small Entity Statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.

The fee has been calculated as shown below:

(COL. 1)	(COL. 2)	(COL. 3)	(COL. 4)	(COL. 5)
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA
TOTAL	45	MINUS	* 29	16
INDEP	9	MINUS	** 5	4
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				

\* not fewer than 20  
\*\* not fewer than 3

SMALL ENTITY	
RATE	ADDIT. FEE
X \$9	\$
X \$42	\$
+ \$140	\$

TOTAL = \$ 0

OTHER THAN SMALL ENTITY	
RATE	ADDIT. FEE
X \$18	\$ 288
X \$84	\$ 336
+ \$280	\$

TOTAL = \$ 624

09/924,896

-2-

PATENT MAINTENANCE  
DIVISION

2004 JAN -8 AM 9:27

Please charge Deposit Account No. 08-0380 for the following fees:

☐ Petition for [ ] month Extension of Time  
☐ Amendment Fee  
☐ Other Fees:  
\_\_\_\_\_  
\_\_\_\_\_  
TOTAL: \$ 0

US PATENT & TRADEMARK  
OFFICE

A check is enclosed in payment of the following fees:

☒ Petition for three month Extension of Time \$ 930  
☒ Amendment Fee \$ 624  
☐ Other Fees:  
\_\_\_\_\_  
\_\_\_\_\_  
TOTAL: \$ 1554

☒ A general authorization is hereby granted to charge Deposit Account No. 08-0380 for any fees required under 37 C.F.R. 1.16 and 1.17 in order to maintain pendency of this application. A copy of this authorization is enclosed for accounting purposes.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By

Anne J. Collins

Registration No.: 40,564

Telephone (978) 341-0036

Facsimile (978) 341-0136

Concord, Massachusetts 01742-9133

Dated:

September 29, 2003

PATENT MAINTENANCE  
DIVISION

2001 JAN -8 AM 9:27

US PATENT & TRADEMARK  
OFFICE

Initials: AJC/jcc/(dc) Docket No.: 1954.1002-009 Date: September 29, 2003

This is to acknowledge receipt of the following documents each filed under Certificate of Mailing Procedure 37 C.F.R. 1.8:

☒ Amendment/Reply Fee Letter w/copy  
☒ AMENDMENT  
☐ AMENDMENT AFTER FINAL ACTION  
☐ Replacement Sheets [ ] Sheets  
☐ Annotated Marked-Up Drawings [ ] Sheets  
☒ Check for \$1,554.00  
☐ REPLY TO OFFICE ACTION  
☒ Other Exhibits A-E

☒ Pet. Ext. Time w/copy  
OCT 02 2003  
Patent & Trademark Office  
Both to charge fees

Applicant: Dennis W. Metzger, *et al.*  
Application No.: 09/924,896  
Title: IL-12 Enhancement of Immune...

Filed: August 8, 2001

Date received by the PTO:

::ODMA\MHODMA\Manage;423803;1